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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THEORDORE LEACH, et al.,

Plaintiff(s),

v.

DENNETT INGRAM, et al.,

Defendant(s).

Case No. 2:22-cv-01809-JAD-NJK

Order To Show Cause

[Docket No. 55]

13 Pending before the Court is Defendants' motion to seal filed in relation to their motion to
14 compel discovery. Docket No. 55. The motion seeks secrecy for certain medical information and
15 for a power of attorney that Plaintiffs designated as confidential. *See id.* at 2. As the Court has
16 already explained, the act of a party designating information as confidential does not suffice to
17 seal that information when filed with the Court. *See, e.g.*, Docket Nos. 20, 60. Instead, the
18 designating party must respond to the other side's motion to seal with a showing as to how the
19 governing standards are met for sealing. Docket No. 20 at 2; Docket No. 60 at 1-2. Despite two
20 orders to that effect and two chances to respond to the motion with such a showing, Plaintiffs'
21 counsel has done nothing.


22 Accordingly, Attorney James Pengilly is **ORDERED** to show cause in writing, no later
23 than April 5, 2024, why he has violated the Court's prior orders. It will suffice to automatically
24 discharge this order to show cause if Attorney Pengilly files by that date either (1) a declaration
25 establishing sufficient justification for sealing each document at issue or (2) a notice of withdrawal
26 of the designation(s) and consent to unsealing. *See* Docket No. 20 at 2.

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1 The Clerk's Office is **INSTRUCTED** to maintain the subject information under seal in the
2 interim period.

3 IT IS SO ORDERED.

4 Dated: March 26, 2024



Nancy J. Koppe
United States Magistrate Judge